

[42]  
#3

8

**AMENDMENT TO H.R. 1424, AS REPORTED  
OFFERED BY MR. HASTINGS OF WASHINGTON AND  
MRS. McMORRIS RODGERS OF WASHINGTON**

**[Amendment is to H1424NEW\_009, As Posted on the Rules  
Committee Website]**

Page 58, lines 5 and 6, strike “paragraph (2)” and  
insert “paragraphs (2) and (5)”.

Page 59, line 23, insert after the dash the following:  
“Except as provided in paragraph (5)—”

Page 67, after line 21, insert the following new  
paragraph (and redesignate the succeeding paragraph ac-  
cordingly):

1           “(5) EXCEPTION.—Subparagraph (B), and  
2           clauses (i) and (ii) of subparagraph (D), of para-  
3           graph (1) shall not apply to a hospital if—

4           “(A) for the hospital’s most recent cost re-  
5           porting period ending before March 4, 2008,  
6           the hospital has at least 50 percent of its inpa-  
7           tient and outpatient charges attributable to this  
8           title (including the Medicare Advantage pro-  
9           gram under part C) or to title XIX (including  
10          individuals covered under Medicaid managed  
11          care plans); and

1                   “(B) the hospital has been issued as of  
2                   March 4, 2008, a certificate of need under a  
3                   State certificate of need program.”.